PTO/SB/21 (04-04)

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10/786,723 TRANSMITTAL Filing Date February 24, 2004 **FORM** First Named Inventor Douglas A. Learned (to be used for all correspondence after initial filing) Art Unit 1761 **Examiner Name** N/A Total Number of Pages in This Submission Attorney Docket Number **INCIT 66043**

	ENCLOSURES (check all that appl				
	ENCLOSURES (check all that appl	<u>y</u>			
Fee Transmittal Form	Drawing(s)	After Allowance communication to Technology Center (TC)			
Fee Attached	Licensing-related Papers	Appeal Communication to Board of Appeals and Interferences			
Amendment / Reply	Petition	Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)			
After Final	Petition to Convert a Provisional Application	Proprietary Information			
Affidavits/declaration(s)	Power of Attorney, Revocation Change of Correspondence Address	Status Letter			
Extension of Time Request	Terminal Disclaimer	Other Enclosure(s) (please identify below):			
Express Abandonment Request	Request for Refund	Return Postcard			
Information Disclosure Statement	CD, Number of CD(s)				
Certified Copy of Priority Document(s)	Remarks				
Response to Missing Parts/ Incomplete Application					
Response to Missing Parts under 37 CFR 1.52 or 1.53					
and or or to the second		•			
SIGNATU	RE OF APPLICANT, ATTORNEY, OR AGEI	NT			
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or Individual name Customer No. 24201					
Signature David	A . Faigh of				
Date July 2, 2004					
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David G. Parkhurst- Reg. No. 29,422

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of

Inventor: Douglas A. Learned

Serial No. 10/786,723

Filed: February 24, 2004

For: FROZEN DESSERT DISPENSING

MACHINE

on July 2, 2004.

Examiner: N/A

Group Art Unit: 1761

Client ID/Matter No. INCIT 66043

July 2, 2004

Los Angeles, CA 90045

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure and 37 C.F.R. § 1.97(b), enclosed is Form PTO/SB/08a, listing art which may be material to patentability of the invention, together with a copy of an advertisement dated 2001 for "Desert Freeze"

It is believed that these references will be helpful during examination of the application, and it is believed that no fee is due in connection with this paper. However,

should a fee be required, the Commissioner is authorized to charge any fee due in connection with this matter to Deposit Account No. 06-2425. A duplicate copy of this paper is enclosed.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: Pavid G. Parkhurst

Registration No. 29,422

DGP/rvw

Enc: Return Postcard

PTO/SB/08a Transmittal Copy of Advertisement

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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of

Complete if Known							
Application Number	10/786,723						
Filing Date	February 24, 2004						
First Named Inventor	Douglas A. Learned						
Art Unit	1761						
Examiner Name	N/A						
Attorney Docket Number	INCIT 66043						

	U.S. PATENT DOCUMENTS									
Examiner Initials	Cite No.1	Document Number 2 Number Kind Code (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear					
		US- 4,506,988	03-26-85	Reed	_					
		US- 4,548,508	10-22-85	Verkler						
		US- 4,590,851	05-27-86	Mayer						
		US- 4,590,852	05-27-86	Mayer	_					
		US- 4,637,221	01-20-87	Levine						
		US- 4,647,214	03-03-87	Kibby	_					
		US- 4,671,172	06-09-87	Stiglich						
		US- 4,693,611	09-15-87	Verkler						
		US- 4,708,489	11-24-87	Carlson						
		US- 4,740,088	04-26-88	Kelly, Jr.						
		US- 4,750,844	06-14-88	Stevenett						
		US- 4,755,060	07-05-88	Pedersen						
		US- 4,974,965	12-04-90	Heinhold						
		US- 5,067,819	11-26-91	Heinhold						
		US- 4,548,054	10-22-85	Verkler						
		US- 5,316,029	05-31-94	Campbell						
		US- 4,828,398	05-09-89	Verkler						
		US- 4,448,114	05-15-84	Mayer						
		US- 5,464,120	11-07-95	Alpers						
		US- 4,502,377	03-05-85	Hall						

	FOREIGN PATENT DOCUMENTS									
Examiner	Cite	Foreign Patent Document		Publication Date	Name of Patentee or	Pages, Columns, Lines, Where Relevant				
Initials*	No.1	Office ³	Number ⁴	Kind ⁵ (if known)	MM-DD-YYYY	Applicant of Cited Document				

Examiner	Date	
Signature	Considered	

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				Application Number	10/786,723		
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STA	ATEMENT B	Y	APPLICANT	First Named Inventor	Douglas A. Learned		
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Sheet	2	of	3	Attorney Docket Number	INCIT 66043		

			U.S	S. PAT	ENT DOCUME	NTS		
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nitials*	No.1	Number Kind Code (if known)	3			Cited Document		Figures Appear
		US- 4,702,608	10-27-87		Garbar			
		US- 5,271,572	12-21-93		Grandi			
		US- 5,918,767	07-06-99		McGill		I	
		US- Des. 294,584	03-08-88		Pedersen			
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	FOREIGN PATENT DOCUMENTS									
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PTO/SB/08B (08-03)
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Substitu	te for form 1449B/P	το		Complete if Known			
				Application Number	10/786,723		
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	(use as many	sheet	s as necessary)	Examiner Name	N/A		
Sheet	3	of	3	Attorney Docket Number	INCIT 66043		

	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS							
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